



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: Ali N. Saleh, H. Michael Zadikian, Zareh Baghdasarian, Vahid Parsi  
Assignee: Cisco Technology, Inc.  
Title: VIRTUAL PATH RESTORATION SCHEME USING FAST DYNAMIC  
MESH RESTORATION IN AN OPTICAL NETWORK  
Application No.: 09/750,668 Filed: December 29, 2000  
Examiner: Hanh N. Nguyen Group Art Unit: 2662  
Docket No.: CIS0008P4US Confirmation No.: 7626

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Austin, Texas  
December 27, 2005

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER TO OBVIATE A  
DOUBLE PATENTING REJECTION OVER A PATENT

Sir:


Petitioner Cisco Technology, Inc., a California corporation, having a place of business at 170 W. Tasman Drive, San Jose, California, 95134-1706, is the owner of the entire interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,856,627. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that

it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

In compliance with 37 C.F.R. § 1.20(d), the commissioner is authorized to charge the fee of \$130.00 to Deposit Account No. 502306 for this Terminal Disclaimer as set forth in the enclosed transmittal letter.

The undersigned represents that he is authorized to sign on behalf of Petitioner.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop <u>Amendment</u> , Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia, 22313-1450, on <u>December 27, 2005</u> .	
 Attorney for Applicant	<u>2005 Dec 27</u> Date of Signature

Respectfully submitted,



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